

radio-opaque labels on the surgical drape, wherein each radio-opaque label of the plurality of radio-opaque labels is located at one intersection of the plurality of intersections in the radio-opaque pattern to provide a plurality of labeled intersections on the surgical drape;

directing imaging radiation at the patient and through the surgical drape, wherein an image is obtained that includes a pattern image corresponding to the radio-opaque pattern on the surgical drape, the pattern image comprising a plurality of label images corresponding to the radio-opaque labels on the surgical drape

65. (NEW) A method according to claim 64, wherein applying the surgical drape comprises stretching the radio-opaque sheet.

66. (NEW) A method according to claim 64, wherein the surgical drape further comprises adhesive on an inner surface of the cylindrical portion, wherein applying the surgical drape comprises adhering the surgical drape to the patient.

#### Remarks

The Final Office Action dated July 15, 2002 and the Advisory Action dated January 29, 2003 have been received and reviewed. Claims 1, 2, 5-8, 11, 12, 15-18, and 20-27 have been canceled and new claims 30-66 have been presented. The pending claims are claims 28-66. Reconsideration and withdrawal of the rejections are respectfully requested.

#### Claims 28 & 29

Applicant notes that claims 28 & 29 were indicated as allowable in the Office Action dated July 15, 2002. Those claims remain pending in the application.

#### New Claims

Claims 30-66 have been presented to more distinctly claim the invention. No new matter has been added.

**The 35 U.S.C. § 103 Rejection**

Claims 1-27 were rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 5,260,985 (Mosby) in view of 3M IOBAN Drapes (1987) (brochure of record).

Applicant respectfully submits that this rejection is rendered moot by the cancellation of the pending claims subject to it (without prejudice). Applicant expressly reserves the right to traverse any assertions made in support of the rejection of the canceled claims at a later date.

**Summary**

It is respectfully submitted that pending claims 28-66 are in condition for allowance and notification to that effect is respectfully requested. The Examiner is invited to contact Applicant's Representatives, at the below-listed telephone number, if it is believed that prosecution of this application may be assisted thereby.

Respectfully submitted,

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